

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shiho Wang et al.  
App. No. : 09/974,725  
Filed : October 9, 2001  
For : SOL-GEL PROCESS UTILIZING  
REDUCED MIXING  
TEMPERATURES  
Examiner : Daniel S. Metzmaier  
Conf. # : 7828

Group Art Unit: 1712

## CERTIFICATE OF EFS WEB TRANSMISSION

I hereby certify that this correspondence, and any other attachment noted on the automated Acknowledgement Receipt, is being transmitted from within the Pacific Time zone to the Commissioner for Patents via the EFS Web server on:

2/3/09

(Date)

  
Bruce S. Itchkawitz, Reg. No. 47,677PETITION FOR WITHDRAWAL AS ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ATTENTION: Director Group 1712

Dear Sir:

Pursuant to 37 C.F.R. § 1.36, the Petitioner requests permission to withdraw as attorney for applicant, Simax Technologies, Inc., in all matters pending before the Patent and Trademark Office. The Petitioner is authorized by, and makes this request on behalf of the law firm of Knobbe, Martens, Olson & Bear, LLP (**Customer No. 20,995**), including all of its individual members.

The last known mailing address of Assignee of the entire interest is:

595 Lambert Road #202, Brea, California 92821

The last known email address of Assignee of the entire interest is:

[kcheng@simaxtech.com](mailto:kcheng@simaxtech.com)

The last known telephone number of the Assignee of the entire interest is:

949-789-7728 ext. 112

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The last known facsimile number of the Assignee of the entire interest is:

949-789-7727

The basis for the request for withdrawal is 37 C.F.R. § 10.40(c)(1)(iv). The following facts are submitted for consideration:

1. That, in January 2000, Applicant engaged Petitioner law firm to prepare and file patent applications, including the above-referenced application.
2. That Petitioner prepared and filed the above-referenced application in October 2001.
3. That communications sent to the last know mailing address, email address, and telephone number have either been returned as undeliverable or have gone unanswered.
4. That notice was delivered to Applicant that the Petitioner would withdraw and Applicant has failed to execute a Revocation of Power of Attorney as requested on February 19, 2008

The application was filed on October 9, 2001, and its current status is patented. There is an outstanding term for response to pay the 4 year maintenance fee which is set to expire on October 11, 2009. The above term is extendable until April 12, 2010 and the fees for the grace period are not being submitted herewith.

The Petitioner has taken reasonable steps to avoid foreseeable prejudice to the rights of the client. Such that the Applicant's rights are preserved, and in accordance with 37 C.F.R. § 10.40(a), the Petitioner has attempted to deliver into the possession of the Applicant the following information:

- (1) due notice that the attorney is withdrawing;
- (2) a copy of this petition, including attachments;
- (3) the time necessary for response;
- (4) the address of the Patent and Trademark Office where the applicant needs to write;
- (5) if extensions and extension fees are required, then this information has also been indicated; and
- (6) delivered to the client all papers and property to which the client is entitled.

A copy of the letter to the client is attached.

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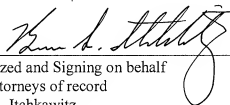
In accordance with 1058 O.G. 32, this petition is enclosed in triplicate to expedite its handling.

The Petitioner, on behalf of the law firm of Knobbe, Martens, Olson & Bear, LLP (Customer No. 20,995), including all of its individual members, respectfully requests permission to withdraw as attorney in the above-referenced case now pending before the U.S. Patent & Trademark Office.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 2/2/09

By:   
Authorized and Signing on behalf  
of all attorneys of record  
Bruce S. Itchkawitz  
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Bridget O'L. Smith	63,574	Boris Zelkind	42,250
Nathan S. Smith	53,615	Nicholas M. Zovko	61,557
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